

**RECEIVED**OCT 25 2012 *new*UNITED STATES DISTRICT COURT  
for the**THOMAS G BRUTON**  
**CLERK, U.S. DISTRICT COURT**Timothy James Thomas

Case Number: \_\_\_\_\_

(Clerk's Office will provide)

Plaintiff/Petitioner(s)

v.

Assistant States Attorney  
Amanda Pillsbury  
Cook County Sheriff  
Michael Schaffer #483

Defendant/Respondent(s)

☒ CIVIL RIGHTS COMPLAINT

pursuant to 42 U.S.C. §1983 (State Prisoner)

☐ CIVIL RIGHTS COMPLAINT

pursuant to 28 U.S.C. §1331 (Federal Prisoner)

☐ CIVIL COMPLAINTpursuant to the Federal Tort Claims Act,  
28 U.S.C. §§1346, 2671-2680, or other law

## I. JURISDICTION

12 C 8581

Judge John Z. Lee

Magistrate Judge Geraldine Soat Brown

Plaintiff:

- A. Plaintiff's mailing address, register number, and present place of confinement.

Defendant #1:

- B. Defendant
- Amanda Pillsbury
- is employed as

(a) (Name of First Defendant)

A Assistant State's Attorney

(b) (Position/Title)

with Stat Attorney office

(c) (Employer's Name and Address)

2600 S California Chicago IL 60608At the time the claim(s) alleged this complaint arose, was Defendant #1  
employed by the state, local, or federal government? ☒ Yes ☐ No

If your answer is YES, briefly explain:

She is with the State Attorney office

Defendant #2:

C. Defendant Michael Schaffer #483 is employed as

(Name of Second Defendant)

A Cook County Sheriff

(Position/Title)

with Cook County Jail

(Employer's Name and Address)

2600 S California Chicago IL 60608

At the time the claim(s) alleged in this complaint arose, was Defendant #2 employed by the state, local, or federal government? ☒ Yes ☐ No

If you answer is YES, briefly explain:

he was with the Cook Count Sheriff

Additional Defendant(s) (if any):

D. Using the outline set forth above, identify any additional Defendant(s).

## II. PREVIOUS LAWSUITS

- A. Have you begun any other lawsuits in state or federal court relating to your imprisonment? ☒ Yes ☐ No
- B. If your answer to "A" is YES, describe each lawsuit in the space below. If there is more than one lawsuit, you must describe the additional lawsuits on another sheet of paper using the same outline. Failure to comply with this provision may result in summary denial of your complaint.

1. Parties to previous lawsuits:

Plaintiff(s): Timothy Thomas

Defendant(s): micheal Schaffer Cook County Sheriff #483

2. Court (if federal court, name of the district; if state court, name of the county):
3. Docket number: 1:12-cv-01233
4. Name of Judge to whom case was assigned: MARVIN E. ASPEN
5. Type of case (for example: Was it a habeas corpus or civil rights action?):
6. Disposition of case (for example: Was the case dismissed? Was it appealed? Is it still pending?): Still pending
7. Approximate date of filing lawsuit: April 2012
8. Approximate date of disposition: June 2012

IV. STATEMENT OF CLAIM

- A. State here, as briefly as possible, when, where, how, and by whom you feel your constitutional rights were violated. Do not include legal arguments or citations. If you wish to present legal arguments or citations, file a separate memorandum of law. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. If your claims relate to prison disciplinary proceedings, attach copies of the disciplinary charges and any disciplinary hearing summary as exhibits. You should also attach any relevant, supporting documentation.

I am bring a Delibegate in Differnt Claim against the Defendants, ASA Amanda Pillsbury, Cook County Sheriff micheal Schaffer for Violating my Constitutional Due Process under the Sixth and Fourteenth Amendments to the Constitution.

on October 20, 2010 I Appeard befor the Honorable Earl Hoffenberg who Appointed the Public Defender office to Represent me and a bond hearing was held.

Case was continued to October 25, 2010 I again appeared in Court where I continued to be represented by the Public Defender office.

②

## IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

The case's was again continued on the state's motion to November 4, 2010 on this Day I Appeared in Court Represented by the Public Defender at This appearance I made my first Remarks on the Record with Regards to my frustration that the ~~was~~ so called victim in this case was not being Proccuted for the injuries that she inflicted on me on the Date of my encounter.

at This hearing, I ask the Judge on the Record for Someone to Talk to about filing charges against the so called victim in this case for the injuries that she inflicted on me on 10-19-10, I was Denied my Due Process Rights to file charges against her by officer Michael Schaffer #483 on the Date of the encounter, the state motion for a continued to November 10, 2010, the Judge Told me that I would be able to speak to someone with in That Time

③

## IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On 11-4-10 officer Micheal Schaffer and A.S.A Amanda Pillsbury was in court for this hearing and when I ask for help from the Judge after leaving the Court Room with my lawyer I was taking back to lock up in the Skokie basement waiting to be transported back to the County Jail. I was taking out my cell and put in a room where I was visited by Micheal Schaffer and Amanda Pillsbury I was told by her that she was there to take my complaint and she had nothing to do with my case she was not the Prosecutor on my case, I was not giving my rights, I was not asked if I wanted my lawyer there, this visit was made with out notice to my attorney for the express purpose of trying to get me to incriminate myself and to seek information to upgrade the then misdemeanor charges to a felony.

(4)

## IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

ASA Amanda Pillsbury and Micheal Schaffer Never Told the stat Attorney office or the Public Defender office that They were going to speak to me, I just <sup>left</sup> ~~was~~ the court Room, This visit to speak to me with out notice to my attorney when I had been Represented by counsel on all Prior Court appearances is without question improper and is in violating of the ILLINOIS Rules of Professional Responsibility Rule 4.2 which prohibits communication with Persons Represented by Counsel.

As SoA Amanda Pillsbury and Micheal Schaffer Now That the law was clear that a Persons Represented by counsel may not be questioned concerning charges upon which adversarial judicial criminal proceedings have commenced, a violation my Constitutional Due Process Rights under the sixth and fourteenth Amendments to the Constitution.

⑤  
 IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

Amanda Pillsbury and Micheal Schaffer  
Violated the Rules of Professional Responsibility  
4.2 and Rule 8.4 misconduct which says  
that its professional misconduct for a lawyer to

① Violate or attempt to violate the Rules of Professional  
conduct, knowingly assist or induce another to do so  
Through the acts of another.

② engage in conduct involving Dishonesty  
Fraud Deceit or misrepresentation.

③ As SoA Amanda Pillsbury Never Told me  
she was There to investigat me or to  
upgrade the charges against me be for  
I gave her a state ments, That I did  
Strike the so called Victim in This  
case after being attack for cheating  
on her for 6 year's, Amanda Pillsbury  
MisRepre sent her self to get me to incriminat  
my self so the charges could be up gared.



## V. REQUEST FOR RELIEF

State exactly what you want this court to do for you. If you are a state or federal prisoner and seek relief which affects the fact or duration of your imprisonment (for example: illegal detention, restoration of good time, expungement of records, or parole), you must file your claim on a habeas corpus form, pursuant to 28 U.S.C. §§ 2241, 2254, or 2255. Copies of these forms are available from the clerk's office.

Plaintiff Seeks Damage for Violating Constitutional Rights and Due Process in the amount of \$ 250,000 Per Defendant, Any other Relief the Court Deems Just, and Fair

## VI. JURY DEMAND (check one box below)

The plaintiff ☒ does ☐ does not request a trial by jury.

DECLARATION UNDER FEDERAL RULE OF CIVIL PROCEDURE 11

I certify to the best of my knowledge, information, and belief, that this complaint is in full compliance with Rule 11(a) and 11(b) of the Federal Rules of Civil Procedure. The undersigned also recognizes that failure to comply with Rule 11 may result in sanctions.

Signed on: 10-18-12  
(date)

Timothy Thomas  
Signature of Plaintiff

P.O. Box 500  
Street Address

Timothy Thomas  
Printed Name

Vandalia IL 620471  
City, State, Zip

B50368  
Prisoner Register Number

\_\_\_\_\_  
Signature of Attorney (if any)